

PTO/SB/20 (08-00)

Approved for use through 10/31/2002. OMB 0661-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|---------------------|
| Application Number | 10/073.999 |
| Filing Date | February 14, 2002 |
| Examiner Name | H. Ho |
| First Named Inventor | Ken Takeuchi et al. |
| Group Art Unit | 2818 |
| Attorney Docket Number | 001701.00140 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other _____

3. ☒ Fee The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-0733

- ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ☒ Extension of time fee (37 C.F.R. §§ 1.139 and 1.17)

☐ Other _____

- b. ☐ Check in the amount of \$ _____ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

*FEE
only*

0/21/2004 JILLIAN

01 FC:1801
02 FC:1252

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790.00
430.00

b2

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|--------------------------|-----------------------------------|------------------|
| Name (Print/Type) | Joseph M. Potenza | Registration No. (Attorney/Agent) | 28,175 |
| Signature | <i>Joseph M. Potenza</i> | Date | October 12, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

| | |
|-------------------|--|
| Name (Print/Type) | |
| Signature | |
| Date | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

10/073449

CLAIMS AS FILED - PART I

(Column 1)

(Column 2)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

| FOR | NUMBER FILED | NUMBER EXTRA |
|---|--------------|--------------|
| BASIC FEE (37 CFR 1.16(a)) | | |
| TOTAL CLAIMS (37 CFR 1.16(c)) | minus 20 = | * |
| INDEPENDENT CLAIMS (37 CFR 1.16(b)) | minus 3 = | * |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d)) | | |

| RATE | FEE |
|-------|-----|
| | \$ |
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL | |

OR

OR

OR

OR

OR

| RATE | FEE |
|-------|-----|
| | \$ |
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL | |

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED - PART II

(Column 1)

(Column 2)

(Column 3)

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

| AMENDMENT A | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | * | Minus ** | = |
| Independent (37 CFR 1.16(b)) | * | Minus *** | = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

OR

OR

OR

OR

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

(Column 1)

(Column 2)

(Column 3)

| AMENDMENT B | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | 21 | Minus ** 21 | = |
| Independent (37 CFR 1.16(b)) | 6 | Minus *** 7 | = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

OR

OR

OR

OR

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

(Column 1)

(Column 2)

(Column 3)

| AMENDMENT C | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|----------------------------------|------------------------------------|---------------|
| Total (37 CFR 1.16(c)) | 18 | Minus ** 21 | = |
| Independent (37 CFR 1.16(b)) | 6 | Minus *** 7 | = |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | |

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

OR

OR

OR

OR

| RATE | ADDITIONAL FEE |
|-----------------|----------------|
| X \$ | = |
| X \$ | = |
| + \$ | = |
| TOTAL ADD'L FEE | |

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.